

DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: SUPREME TOOTHBRUSH HOLDER,

the specification of which (check one):

- is attached hereto.
- was filed on _____ as United States Application Serial Number _____, and was amended on _____ (if applicable).
- was filed on _____ as PCT International Application Number _____, and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations §1.56.

I hereby claim, where indicated, foreign priority benefits under Title 35, United States Code, §119(a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT International application which designated at least one country other than the United States of America, listed below and have also identified below any foreign application for patent or inventor's certificate, or PCT International application, filed by me on the same subject matter, having a filing date before that of the application on which priority is claimed.

PRIOR FOREIGN APPLICATION(S)

| Number | Country | Mo./Day/Yr. Filed | Priority Claimed |
|--------|---------|-------------------|--|
| | | | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| | | | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| | | | <input type="checkbox"/> Yes <input type="checkbox"/> No |

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional applications(s) listed below:

PRIOR UNITED STATES PROVISIONAL APPLICATION(S)

| Application Serial No. | Filing Date |
|------------------------|-------------|
| 60/420,337 | 10/23/02 |
| | |

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) or PCT International application(s) designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose information material to the patentability of this application as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

| US Application Serial No. | Filing Date | Patented, Pending, Abandoned | |
|---------------------------|-----------------|---|------------------------------|
| | | | |
| | | | |
| PCT Application No. | PCT Filing Date | US Application Nos. Assigned, if any | Patented; Pending, Abandoned |
| | | | |
| | | | |
| | | | |

I or we hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

Direct all telephone calls to: 301-**883-0954**

Address all correspondence to:

Darryl William Hester
1105 61st Avenue
Fairmount, MD 20743

I hereby declare that all statements made herein of my own knowledge are true and all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Declaration For Patent Application
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Docket No.

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|-------------------------|---|------------------------|-------------------------------|
| SOLE OR FIRST INVENTOR: | LAST NAME Hester | FIRST NAME Darryl | MIDDLE NAME William |
| RESIDENCE/CITIZENSHIP | CITY Fairmount | STATE OR COUNTRY MD | COUNTRY OF CITIZENSHIP USA |
| POST OFFICE ADDRESS | POST OFFICE ADDRESS 1105 61 st Avenue | | CITY Fairmount |
| | STATE/COUNTRY MD, USA | | ZIP CODE 20743 |

Inventor's Signature:

 Date: 10/22/03

| | | | |
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| SECOND JOINT INVENTOR | LAST NAME | FIRST NAME | MIDDLE NAME |
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Inventor's Signature: _____ Date: _____

| | | | |
|-----------------------|---------------------|------------------|------------------------|
| THIRD JOINT INVENTOR | LAST NAME | FIRST NAME | MIDDLE NAME |
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Inventor's Signature: _____ Date: _____

| | | | |
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| FOURTH JOINT INVENTOR | LAST NAME | FIRST NAME | MIDDLE NAME |
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| | STATE/COUNTRY | | ZIP CODE |

Inventor's Signature: _____ Date: _____

Additional inventors are being named on separately numbered sheets attached hereto.

Docket No.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Darryl Hester
Application or Patent.:
Filed: *SUPREME*
Title: "TOOTHBRUSH HOLDER"

Commissioner of Patents and
Trademarks
Washington, DC 20231

STATEMENT CLAIMING SMALL ENTITY STATUS

I hereby state that the above identified small business concern qualifies as a small business concern as defined in 13 CFR Part 121 for purposes of paying reduced fees to the United States Patent and Trademark Office, in that the number of employees of the concern, including those of its affiliate, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time, or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby state that rights under contract or law have been conveyed to and remain exclusively with the small business concern identified above with regard to the invention described in the specification filed herewith with title as listed above.

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b)).

Signature: Darryl Hester

Name: Darryl Hester

Title: Inventor

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